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9-23-99  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ching-Shen HORNG

Serial Number: 08/954,821

Filed: OCTOBER 21, 1997

For: POSITIONING DEVICE FOR A SENSOR  
ELEMENT OF A MINATURE FAN



Group Art Unit: 3746

Examiner: C. Tyler

BOX AF

Assistant Commissioner for Patents  
Washington, D.C. 20231

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION (37 CFR 1.321(b))

Identification of Person Making This Disclaimer

Eugene Mar of Bacon & Thomas, PLLC, 625 Slaters Lane, 4<sup>th</sup> Floor,  
Alexandria, Virginia 22314-1176, represent that I am:

- ☐ an inventor of this invention
- ☐ an assignee of this invention
- ☐ a representative authorized to sign on behalf of the assignee identified below
- ☒ an attorney or agent of record.

Identity of Assignee and Title of Disclaimant (if applicable)

The Assignee is Sunonwealth Electric Machine Industry Co., Ltd., whose post office address is 12F-1 No. 120, Chung Cheng 1Rd., Kaohsiung, Taiwan, R.O.C. Eugene Mar as Attorney of Record is authorized to sign on behalf of assignee.

### Recordal of Assignment in PTO

- ☐ the assignment was recorded on (date)  
Reel  
Frame
- ☒ a copy of the authorization for recordal of the assignment is separately attached.

### Extent of Interest

The extent of the (disclaimant's/assignee's) interest is in

- ☒ the whole of the invention
- ☐ a sectional interest in this invention as follows: (statement of exact interest of disclaimant).

### Disclaimer

I hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of

- ☐ United States Patent No. , as presently shortened by any terminal disclaimer,
- ☒ any patent granted on application number 08/954,822,

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

- ☐ United States Patent No. ,
- ☒ any patent granted on application number 08/954,822,

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Disclaimant does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

Application No. 08/954,821  
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- ☐ United States Patent No. \_\_\_\_\_, as presently shortened by any terminal disclaimer,
- ☒ any patent granted on application number 08/954,822,


in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

#### **Fee Status**

- ☐ other than small entity - fee \$110.00.
- ☒ small entity - fee \$55.00
- ☐ verified statement attached
- ☒ verified statement filed on October 21, 1997.

#### **Fee Payment**

- ☒ Attached is a check in the amount of \$55.00.
- ☐ Charge Deposit Account Number 02-0200 in the amount of \$ \_\_\_\_\_.  
A duplicate of this disclaimer is attached.
- ☒ Please Charge Deposit Account Number 02-0200 for any fee deficiency required by this paper.

  
\_\_\_\_\_  
Eugene Mar  
Attorney for Applicant  
Registration Number: 25,893

September 2, 1999  
\_\_\_\_\_  
Date